Treaty (Confirmation of Amending Agreement) Act, 1925

Number 40 *of* 1925.

TREATY (CONFIRMATION OF AMENDING AGREEMENT) ACT, 1925.

ARRANGEMENT OF SECTIONS

Section

1. Confirmation of Agreement.
2. Consequential amendment of No. 1 of 1922 and the Constitution.
3. Short title.

SCHEDULE.

Act Referred to

Irish Free State (Saorstát Eireann) Act, 1922	No. 1 of 1922

Number 40 *of* 1925.

TREATY (CONFIRMATION OF AMENDING AGREEMENT) ACT, 1925.

AN ACT TO CONFIRM A CERTAIN AGREEMENT AMENDING AND SUPPLEMENTING THE TREATY OF 1921 AND TO AMEND ACCORDINGLY THE REFERENCES TO THE TREATY OF 1921 CONTAINED IN THE CONSTITUTION OF THE IRISH FREE STATE (SAORST►?T EIREANN) ACT, 1922 AND THE CONSTITUTION. [17*th December*, 1925.]

BE IT ENACTED BY THE OIREACHTAS OF SAORST►?T EIREANN AS FOLLOWS:—

Confirmation of Agreement.

1.—The Agreement set forth in the Schedule to this Act, being an agreement amending and supplementing the Treaty of 1921, is hereby confirmed and the said Treaty of 1921 shall have effect accordingly.

Consequential amendment of No. 1 of 1922 and the Constitution.

2.—All references in section 2 of the Constitution of the Irish Free State (Saorstát Eireann) Act, 1922 (No. 1 of 1922) to the Treaty of 1921 (in that section referred to as the Scheduled Treaty) shall be construed and have effect as references to the said Treaty of 1921 as amended by the Agreement set forth in the Schedule to this Act and accordingly all references in the Constitution to the Scheduled Treaty shall be construed as references to the said Treaty of 1921 as amended by the said Agreement.

Short title.

3.—This Act may be cited as the Treaty (Confirmation of Amending Agreement) Act, 1925.

SCEIDEAL.

SCHEDULE.

CO-AONTU LE N-A LEASUITEAR AGUS LE N-A bhFOIRLIONTAR NA hAIRTIOGAIL CHO-AONTUITHE DO CHONNRA IDIR AN BHREATAIN MHOIR AGUS EIRE DAR TUGADH FEIDHM DLI LEIS AN *IRISH FREE STATE (AGREEMENT) ACT*, 1922, AGUS LEIS AN ACHT UM BUNREACHT SHAORSTAIT EIREANN, 1922.

(AGREEMENT AMENDING AND SUPPLEMENTING THE ARTICLES OF AGREEMENT FOR A TREATY BETWEEN GREAT BRITAIN AND IRELAND TO WHICH THE FORCE OF LAW WAS GIVEN BY THE IRISH FREE STATE (AGREEMENT) ACT, 1922, AND BY THE CONSTITUTION OF THE IRISH FREE STATE (SAORST►?T EIREANN) ACT, 1922 .)

WHEREAS on the 6th day of December, Nineteen hundred and twenty-one, Articles of Agreement for a Treaty between Great Britain and Ireland were entered into:

AND WHEREAS the said Articles of Agreement were duly ratified and given the force of law by the Irish Free State (Agreement) Act, 1922, and by the Constitution of the Irish Free State (Saorstát Eireann) Act, 1922 :

AND WHEREAS the progress of events and the improved relations now subsisting between the British Government, the Government of the Irish Free State and the Government of Northern Ireland and their respective peoples make it desirable to amend and supplement the said Articles of Agreement, so as to avoid any causes of friction which might mar or retard the further growth of friendly relations between the said Governments and peoples:

AND WHEREAS the British Government and the Government of the Irish Free State being united in amity in this undertaking with the Government of Northern Ireland, and being resolved mutually to aid one another in a spirit of neighbourly comradeship, hereby agree as follows:—

1.—The powers conferred by the proviso to Article 12 of the said Articles of Agreement on the Commission therein mentioned are hereby revoked, and the extent of Northern Ireland for the purposes of the Government of Ireland Act, 1920, and of the said Articles of Agreement shall be such as was fixed by sub-section (2) of section one of that Act.

2.—The Irish Free State is hereby released from the obligation under Article 5 of the said Articles of Agreement to assume the liability therein mentioned.

3.—The Irish Free State hereby assumes all liability undertaken by the British Government in respect of malicious damage done since the Twenty-first day of January, Nineteen hundred and nineteen to property in the area now under the jurisdiction of the Parliament and Government of the Irish Free State, and the Government of the Irish Free State shall repay to the British Government at such time or times and in such manner as may be agreed upon moneys already paid by the British Government in respect of such damage or liable to be so paid under obligations already incurred.

4.—The Government of the Irish Free State hereby agrees to promote legislation increasing by Ten per cent. the measure of compensation under the Damage to Property (Compensation) Act, 1923, in respect of malicious damage to property done in the area now under the jurisdiction of the Parliament and Government of the Irish Free State between the Eleventh day of July, Nineteen hundred and twenty-one and the Twelfth day of May, Nineteen hundred and twenty-three, and providing for the payment of such additional compensation by the issue of Five per cent. Compensation Stock or Bonds.

5.—The powers in relation to Northern Ireland which by the Government of Ireland Act, 1920, are made powers of the Council of Ireland shall be and are hereby transferred to and shall become powers of the Parliament and the Government of Northern Ireland; and the Governments of the Irish Free State and of Northern Ireland shall meet together as and when necessary for the purpose of considering matters of common interest arising out of or connected with the exercise and administration of the said powers.

6.—This Agreement is subject to confirmation by the British Parliament and by the Oireachtas of the Irish Free State, and the Act of the British Parliament confirming this Agreement shall fix the date as from which the transfer of the powers of the Council of Ireland under this Agreement is to take effect.

Dated this 3rd day of December, 1925.

Signed on behalf of the British Government:

STANLEY BALDWIN.

WINSTON S. CHURCHILL.

W. JOYNSON-HICKS.

BIRKENHEAD.

L. S. AMERY.

Signed on behalf of the Government of the Irish Free State:

LIAM T. MAC COSGAIR.

KEVIN O'HIGGINS.

EARN ?N DE BLAGHD.

Signed on behalf of the Government of Northern Ireland:

JAMES CRAIG.

CHARLES H. BLACKMORE,

Secretary to the Cabinet of Northern Ireland.